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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

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|   |                        |                        |
|---|------------------------|------------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><br>(to be used for all correspondence after initial filing) | Application Number     | 10/725,816-Conf. #3611 |
|   | Filing Date            | December 2, 2003       |
|   | First Named Inventor   | Kenneth W. Hull        |
|   | Art Unit               | 3643                   |
|   | Examiner Name          | Not Yet Assigned       |
| Total Number of Pages in This Submission  | Attorney Docket Number | 29939/38936B           |

| ENCLOSURES (Check all that apply)   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><br><input type="checkbox"/> Fee Attached<br><br><input type="checkbox"/> Amendment/Reply<br><br><input type="checkbox"/> After Final<br><br><input type="checkbox"/> Affidavits/declaration(s)<br><br><input type="checkbox"/> Extension of Time Request<br><br><input type="checkbox"/> Express Abandonment Request<br><br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input checked="" type="checkbox"/> Drawing(s)<br><br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____<br><br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Copy of Notice of Missing Parts |
| Remarks   |   |  |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |                                |          |        |
|--|--------------------------------|----------|--------|
| Firm Name                                  | MARSHALL, GERSTEIN & BORUN LLP |          |        |
| Signature                                  |                                |          |        |
| Printed name                               | Russell C. Petersen            |          |        |
| Date                                       | September 26, 2005             | Reg. No. | 53,457 |

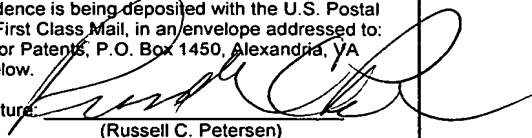
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: September 26, 2005

Signature: (Russell C. Petersen)



hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: September 26, 2005 Signature: 

(Russell C. Petersen)

Docket No.: 29939/38936B  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Kenneth W. Hull et al.

Application No.: 10/725,816

Confirmation No.: 3611

Filed: December 2, 2003

Art Unit: 3643

For: VERSATILE DOG HOUSE

Examiner: Not Yet Assigned

**SUBMISSION OF FORMAL DRAWINGS  
IN RESPONSE TO NOTICE OF MISSING PARTS**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Notice of Missing Parts, dated **June 8, 2004**, applicants submit this set of formal drawings. A copy of the Notice of Missing Parts is also included.

**Remarks** begin on page 2.

A set of **Formal Drawings** is attached following page 3.

**REMARKS**

A Notice of Missing Parts was mailed in this case on June 8, 2004, requiring a properly signed oath or declaration and a set of replacement drawings. In partial response to the notice, applicants filed a petition under 37 C.F.R. § 1.47(A) on December 8, 2004, to enter a declaration with a non-signing inventor. This petition was granted on January 10, 2005.

Due to an error, a set of replacement drawings was not filed within the allowable time period. The entire delay in filing the set of formal drawings from the due date until the filing of this response was unintentional. Applicants' representative understands that this application should therefore be in abandonment, however he has not received a Notice of Abandonment. Applicants' representative contacted a representative at the Office of Initial Patent Examination, who said that this application has not yet been formally placed in abandonment by the PTO, but she recommended that we file the drawings to spur prosecution.

Accordingly, in response to the Notice of Missing Parts, applicants file herewith a complete set of formal drawings.

The Commissioner is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 13-2855, under Order No. 29939/38936B/US.

Dated: September 26, 2005

Respectfully submitted,

By 

Russell C. Petersen

Registration No.: 53,457

MARSHALL, GERSTEIN & BORUN LLP

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Chicago, Illinois 60606-6357

(312) 474-6300

Attorney for Applicant

Attachments

**FORMAL DRAWINGS**



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/725,816         | 12/02/2003             | Kenneth W. Hull       | 29939/38936B           |

CONFIRMATION NO. 3611

04743

MARSHALL, GERSTEIN & BORUN LLP  
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 233 S. WACKER DRIVE  
 CHICAGO, IL 60606

## FORMALITIES LETTER



\*OC000000012894312\*

Date Mailed: 06/08/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Docketed: 8/8/04

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 9,16,24.

SUMMARY OF FEES DUE:

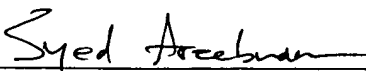
Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY